

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JOHN ZAPATA,	)	CASE NO. 4:10CV3240
	)	
Plaintiff,	)	
	)	
v.	)	MEMORANDUM
	)	AND ORDER
RICK ROBERTS, et al.,	)	
	)	
Defendants.	)	

This matter is before the court on Defendants Rick Roberts, Loretta Roberts, and Matt Roberts' Motion for Protective Order. (Filing No. [33](#).) The court already ruled on a similar motion in this matter on February 3, 2011. (See Filing No. [32](#).) As set forth in the court's February 3, 2011, Memorandum and Order, no discovery may take place at this time and, therefore, no protective order is necessary.<sup>1</sup> (See *Id.*)

IT IS THEREFORE ORDERED that: the Motion for Protective Order (Filing No. [33](#)) is denied. In addition, Defendants' request for an award of costs and fees related to the preparation and filing of their Motion for Protective Order is denied.

DATED this 17<sup>th</sup> day of February, 2011.

BY THE COURT:

s/Laurie Smith Camp  
United States District Judge

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<sup>1</sup> To the extent Plaintiff has already served discovery requests upon Defendants, Defendants need not respond to them. If a progression order is later entered in this matter, Plaintiff will be required to re-serve his discovery requests in accordance with that progression order.